

XII X MMXVIII

U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, D.C. 20530-0001

Re: FOIA Request

Mr. U.S. Attorney General:

This is a request under the Freedom of Information Act. I request that a copy of the signed decision not finding Clayton County Superior Court Judge, Shanna Rooks violated 18 U.S.C. 242. The attached memorandum are not signed. I am an individual seeking information for personal use and not for a commercial use. I request a waiver of all fees for this request. Disclosure of the requested information to me is in the public interest because it is likely to contribute significantly to public understanding of the operations and activities of our government and is not primarily in my commercial interest. Specifically, the disclosure will show who made the decision in regard to the complaint letter submitted.

Thanking You In Advance


Derek Leroy McSmith

P.O. Box 961086
Riverdale, GA 30296
lry_z@yahoo.com

Exhibit 1



JFF:cm:kyb
144-19-0
1072931

*Criminal Section - PHB
950 Pennsylvania Ave, NW
Washington DC 20530*

Derek L. McSmith
P.O. Box 961086
Riverdale, GA 30296-6900

MAR 25 2019

Dear Mr. McSmith:

Thank you for your correspondence sent to the Attorney General, dated December 26, 2018, alleging a civil rights violation. We apologize for our delay in responding to your letter.

The Criminal Section of the Civil Rights Division is responsible for enforcing federal criminal civil rights statutes. Much of our enforcement activity relates to the investigation and prosecution of deprivations of civil rights under color of law. These matters generally involve allegations of excessive force or sexual abuse by law enforcement officers.

We have carefully reviewed the information that you furnished. However, we have concluded that your complaint does not involve a prosecutable violation of federal criminal civil rights statutes. This is not a judgment on the truth or merit of your complaint; it is simply to inform you that this is not the type of case that this office could prosecute. Accordingly, we are unable to assist you.

Inasmuch as you feel that your civil rights were violated, you may wish to contact private counsel, the nearest legal aid program, or the local bar association to determine whether they may be able to assist you.

Thank you for bringing this matter to our attention. We apologize that we were unable to assist you further.

Sincerely,

/s/

The Criminal Section

Exh. B.4 2



Civil Rights Division

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144-19-0
1072931

*Criminal Section - PHB
950 Pennsylvania Ave, NW
Washington DC 20530*

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Thank you for bringing this matter to our attention. We apologize that we were unable to assist you further.

Sincerely,

/s/

The Criminal Section

August 24, 2018

U.S. Attorney Eastern District of New York Richard P. Donoghue
271 Cadman Plaza East
Brooklyn, NY 11201

Re: Freedom of Information Act Request

Mr. Donoghue:

This is a request under the Freedom of Information Act. I request that a copy of any and all scientific/genetic test results that establish that the individual identified as Joaquin Archivaldo Guzman Loera also known as El Chapo in the United States Of America vs Joaquin Archivaldo Guzman Loera et al United States District Court Eastern District Of New York 1:09 cr 00466 BMC-RLM is in fact Joaquin Archivaldo Guzman Loera.

I am an individual seeking information for personal use and not for a commercial use. I request a waiver of all fees for this request. Disclosure of the requested information to me is in the public interest because it is likely to contribute significantly to public understanding of the operations and activities of our government and is not primarily in my commercial interest. Since I am a federal taxpayer I have a right to know how taxpayer dollars are being used in the prosecution of this case.

Thank you for your compliance in processing this request.

Sincerely,

Lefroy
Derek Leroy McSmith
P.O. Box 961086
Riverdale, GA 30296

UNITED STATES
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Certificate Of Mailing

This Certificate of Mailing provides evidence that mail has been presented to USPS for mailing.
This form may be used for domestic and international mail.

From: *Derek Leroy McSmith*
P.O. Box 961086
Riverdale, GA 30296

To: *U.S. Attorney Richard P. Donoghue*
271 Cadman Plaza East
Brooklyn, NY 11201

AUG 31 2018
ATLANTA GA 30343

Postmark Here



U.S. Department of Justice

Executive Office for United States Attorneys

Freedom of Information and Privacy Staff

Suite 5.400, 3CON Building
175 N Street, NE
Washington, DC 20530

(202) 252-6020
FAX (202) 252-6048

October 24, 2018

Derek Leroy McSmith
P.O. Box 961-86
Riverdale, GA 30296

Re: Request Number: FOIA-2019-000315 Date of Receipt: October 12, 2018
Subject Request: Third Party Records-USAO Eastern NY

Dear Requester:

The Executive Office for United States Attorneys has received your Freedom of Information Act request and assigned the above number to the request.

You have requested records concerning a third party (or third parties). Records pertaining to a third party generally cannot be released absent express authorization and consent of the third party, proof that the subject of your request is deceased, or a clear demonstration that the public interest in disclosure outweighs the personal privacy interest and that significant public benefit would result from the disclosure of the requested records. Since you have not furnished a release, death certificate, or public justification for release, the release of records concerning a third party would result in an unwarranted invasion of personal privacy and would be in violation of the Privacy Act, 5 U.S.C. § 552a. (No disclosure without consent) These records are also generally exempt from disclosure pursuant to sections (b)(6) and (b)(7)(C) of the Freedom of Information Act, 5 U.S.C. § 552.

We will release, if requested, any public records maintained in our files, such as court records and news clippings, without the express authorization of the third party, a death certificate, or public justification for release. If you desire to obtain public records, if public records exist in our files, please reply with a letter asking for the public documents. **Please send your letter to the address above. ***[NOTE: please be advised that the records you are seeking may be entirely non-public and privacy protected from disclosure pursuant to the exemptions cited above.]**

Should you obtain the written authorization and consent of the third party for release of the records to you, please submit a new request for the documents accompanied by the written authorization. A form is enclosed to assist you in providing us the authorization and consent of the subject of your request. Your name should appear in the section titled "Optional." The authorization must be notarized or signed under penalty of perjury pursuant to 18 U.S.C. § 1001. **Please send your new request to the address above.**

Exhibit 5

[] Please note that your original letter was split into separate files ("requests"), for processing purposes, based on the nature of what of what you sought. Each file will have a separate Request Number (listed below), for which you will receive a separate response:

This is a final action on this above-numbered request. If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following website:

<https://foiaonline.regulations.gov/foia/action/public/home>. Your appeal must be postmarked or electronically transmitted within ninety (90) days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

You may contact our FOIA Public Liaison at the telephone number listed above for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001; e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Sincerely,



Kevin Krebs
Assistant Director

Enclosure:

XI X MMXVIII

Director, Office of Information Policy
United States Department of Justice
Suite 11050
1425 New York Ave., N.W.
Washington, D.C. 20530-0001

Re: Request # FOIA-000315

Director this is an appeal under the Freedom of Information Act. The enclosed FOIA request attached as exhibit one was denied for disclosure based upon the contents of paragraph two of exhibit two alleging that I did not indicate in the initial FOIA request that disclosure outweighs the personal private interest and that the public would significantly benefit. As shown by paragraph two of exhibit one the issue was addressed. As a result, I am requesting that the initial FOIA request is processed and that the requested information is provided within 14 days.

Thanking You In Advance


Derek Leroy McSmith

P.O. Box 961086
Riverdale, GA 30296
lry_z@yahoo.com

Exhibit 6